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22 [Additional Counsel Identified on Signature Page]

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

MICROSOFT CORPORATION and  
ACTIVISION BLIZZARD, INC.,

Defendants.

Case No. 3:22-cv-02880-JSC

**DECLARATION OF BETH WILKINSON  
IN SUPPORT OF DEFENDANT  
MICROSOFT CORPORATION AND  
DEFENDANT ACTIVISION BLIZZARD  
INC.'S ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL ITS OPPOSITION TO  
PLAINTIFF'S MOTION FOR  
PRELIMINARY INJUNCTION**

Date: TBA

Time: TBA

Dept.: Courtroom 8—19th Floor

Judge: Honorable Jacqueline S. Corley

1 I, Beth Wilkinson, hereby declare under penalty of perjury that the following is true and correct:

2 1. I am a Partner at Wilkinson Stekloff LLP and am counsel for Defendant Microsoft  
3 Corporation (“Microsoft”) in the above-captioned matter. I am a member in good standing of the Bar of  
4 the District of Columbia. I submit this Declaration in support of Microsoft’s Administrative Motion to  
5 File Under Seal Opposition to Plaintiff’s Motion for Preliminary Injunction (“Opposition”), filed  
6 concurrently herewith.

7 2. I have personal knowledge of the facts set forth in this Declaration and, if called as a  
8 witness, could and would competently testify to them.

9 3. The Opposition contains non-public and highly sensitive information from documents  
10 obtained during the course of the FTC’s investigation and during litigation discovery, including, but not  
11 limited to, confidential, proprietary information relating to Defendants’ internal decision-making  
12 processes, investment decisions, strategic evaluation of forward-looking opportunities, market share  
13 analyses, assessment of the competitive landscape, business partnerships, terms of existing confidential  
14 agreements, revenue figures and projections, and internal presentations discussing business strategy.

15 4. The Opposition is entitled to confidentiality under Local Rule 79-5 because it references  
16 or reflects Microsoft’s confidential, proprietary information concerning the above.

17 5. Attached as Exhibit A is a true and correct copy of the unredacted Opposition.

18 6. Attached as Exhibit B is a true and correct copy of the redacted Opposition.

19 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
20 and correct to the best of my knowledge

22 Dated: June 16, 2023

Respectfully submitted,

24 By: /s/ Beth Wilkinson  
25 Beth Wilkinson (*pro hac vice*)  
26 Rakesh N. Kilaru (*pro hac vice*)  
27 Kieran Gostin (*pro hac vice*)  
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